

## **REMARKS**

### **Overview**

Claims 1, 3, 4, 62-64 and 67 are pending in the present application and all claims are rejected. This amendment is in response to the Office Action mailed July 10, 2008. The Office Action has been carefully reviewed. Claims 21, 22, 38, 45-47, 49, 50 and 58 have been cancelled. The present response is an earnest effort to place the application in proper form for immediate allowance.

### **DOUBLE PATENTING**

Claims 1, 3-4, 21, 38, 45-47, 49-50, 58, 62-64 and 67 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-3 and 7-10 of copending application No. 10/967,859. A provisional Terminal Disclaimer is being submitted herewith, thereby mooting these rejections.

Claims 1, 3, 21-22, 38, 45, 47 and 58 are rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1, 3, 5-9, 11, 13, 15, 16 and 19 of U.S. Patent No. 7,376,357. A terminal Disclaimer is being submitted herewith, thereby mooting these rejections.

### **ISSUES UNDER 35 U.S.C. § 103**

Claims 21-22, 38, 46-47, 50, and 58 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,603,818 to Dress, Jr. et al. Claims 21-22, 38, 46-47, 50 and 58 have been cancelled, thereby mooting these rejections.

Claims 45 and 49 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Dress, Jr. et al., U.S. Patent No. 6,198,783, in view of Campana, Jr., U.S. Patent No. 6,987,783. Claims 45 and 49 have been cancelled, thereby mooted these rejections.

## **Conclusion**

Please consider this a Request for Three-Month Extension of Time from October 10, 2008 to January 10, 2009 and charge Deposit Account No. 26-0084 the amount of \$555.00 for this extension. No other fees or extensions of time are believed to be due in connection with this amendment; however, consider this a request for any extension inadvertently omitted, and charge any additional fees to Deposit Account No. 26-0084.

Reconsideration and allowance is respectfully requested.

Respectfully submitted,



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